

**Affidavit to Accompany
Motion for Leave to Appeal in Forma Pauperis**

FILED IN CLERKS OFFICE
US COURT OF APPEALS
FOR THE FIRST CIRCUIT

District Court No. 04 - 10303

Appeal No. 07 - 2232

UNITES STATES OF AMERICA

v.

RASHAUN SCOTT

Affidavit in Support of Motion

Instructions

I swear or affirm under penalty of perjury that, because of my poverty, I cannot prepay the docket fees of my appeal or post a bond for them. I believe I am entitled to redress. I swear or affirm under penalty of perjury under United States laws that my answers on this form are true and correct. (28 U.S.C. § 1746; 18 U.S.C. § 1621)

Complete all questions in this application and then sign it. Do not leave any blanks: if the answer to a question is "0," "none," or "not applicable (N/A)," write in that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number.

Signed: Rashaun Scott

Date: August 8th 2007

My issues on appeal are:

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Self-employment	\$ _____	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Interest and dividends	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____

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Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Gifts	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Alimony	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Child support	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Unemployment payments	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Total Monthly income:	\$ <u>0</u>	\$ <u>✓</u>	\$ <u>0</u>	\$ <u>✓</u>

2. List your employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions)

Employer	Address	Dates of Employment	Gross monthly pay
<u>Incarcerated</u>	<u>for PAST 4 yrs.</u>	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

3. List your spouses's employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions)

Employer	Address	Dates of Employment	Gross monthly pay
<u>NA</u>	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

4. How much cash do you and your spouse have? \$ See ATTACHED

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial Institution	Type of Account	Amount you have	Amount your spouse has
<u>0</u>		\$ <u>0</u>	\$ _____
_____	_____	\$ _____	\$ _____
_____	_____	\$ _____	\$ _____

If you are a prisoner, you must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

5. List the assets, and their values, which you or your spouse owns. Do not list clothing and ordinary household furnishings.

Home (Value)	Other real estate (Value)	Motor Vehicle #1 (Value)
<u>N/A</u>	<u>N/A</u>	Make & year: <u>N/A</u>
		Model: _____
		Registration#: _____
Motor Vehicle #2 (Value)	Other assets (Value)	Other assets (Value)
Make & year: <u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Model: _____		
Registration#: _____		

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
_____	_____	_____
_____	_____	_____

7. State the persons who rely on you or your spouse for support.

Name	Relationship	Age
<u>N/A</u>		
_____	_____	_____
_____	_____	_____

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

	You	Spouse
Rent or home mortgage payment (include lot rented for mobile home)	\$ <u>N/A</u>	\$ _____
Are any real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and Telephone)	\$ <u>N/A</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>N/A</u>	\$ _____
Food	\$ <u>N/A</u>	\$ _____
Clothing	\$ <u>N/A</u>	\$ _____
Laundry and dry-cleaning	\$ <u>N/A</u>	\$ _____
Medical and dental expenses	\$ <u>N/A</u>	\$ _____
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ _____
Insurance (not deducted from wages or included in Mortgage payments)	\$ <u>N/A</u>	\$ _____
Homeowner's or renter's	\$ <u>N/A</u>	\$ _____
Life	\$ <u>N/A</u>	\$ _____
Health	\$ <u>N/A</u>	\$ _____
Motor Vehicle	\$ <u>N/A</u>	\$ _____
Other: _____	\$ <u>N/A</u>	\$ _____
Taxes (not deducted from wages or included in Mortgage payments)(specify): _____	\$ <u>N/A</u>	\$ _____
Installment payments	\$ <u>N/A</u>	\$ _____
Motor Vehicle	\$ <u>N/A</u>	\$ _____
Credit card (name): _____	\$ <u>N/A</u>	\$ _____
Department store (name): _____	\$ <u>N/A</u>	\$ _____
Other: _____	\$ <u>N/A</u>	\$ _____

Alimony, maintenance, and support paid to others	\$ <u>N/A</u>	\$ _____
Regular expenses for operations of business, profession, or farm (attach detailed statement)	\$ <u>N/A</u>	\$ _____
Other (specify): _____	\$ <u>N/A</u>	\$ _____
Total monthly expenses:	\$ <u>N/A</u>	\$ _____

9. Do you expect any major changes to your monthly income or expenses in your assets or liabilities during the next 12 months?

☐ Yes ☒ No

If yes, describe on an attached sheet.

10. Have you paid — or will you be paying — an attorney any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ No

If yes, how much? \$ _____

If yes, state the attorney's name, address, and telephone number:

11. Have you paid — or will you be paying — anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes ☒ No

If yes, how much? \$ _____

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

13. State the address of your legal residence.

INCARCERATED

Your daytime phone number: () None

Your age: 27 Your years of schooling: 11th completed



Plymouth County Correctional Facility

Account #: 20391

Account Name: SCOTT, RASHAUN EDWARD

Account Type: I INMATE CANTEEN ACCOUNTS

SSN: 032-60-0523

Indigent: No

Account History Report

Post. Date	Post. Time	Type	Trans. #	Ref. #	From/To	Amount	Balance	Booking #	Batch ID
2007/08/20	13:28	CNTN	2034477	13453	OID:100244509-Comisar yPurch-Re	-\$18.60	\$2.09	405817	Purch20070820132258
2007/08/17	10:03	DPCA	2032513		GERALDINE M SCOTT 26 VICTORY	\$20.00	\$20.69	405817	20070816V
2007/08/13	14:22	CNTN	2029830	13364	OID:100243811-Comisar yPurch-Re	-\$42.94	\$0.69	405817	Purch20070813141724
2007/08/10	10:11	DPCA	2028617		CASSANDRA N SCOTT 6133 LINCOL	\$40.00	\$43.63	405817	20070809V
2007/07/30	14:27	CNTN	2021476	13084	OID:100241674-Comisar yPurch-Re	-\$36.60	\$3.63	405817	Purch20070730142147
2007/07/30	10:47	DPCA	2020937		GERALDINE M SCOTT 26 VICTORY	\$40.00	\$40.23	405817	20070729V
2007/07/16	14:26	CNTN	2013273	12940	OID:100239898-Comisar yPurch-Re	-\$40.43	\$0.23	405817	Purch20070716142114
2007/07/10	08:58	DPCA	2008597		GERALDINE M SCOTT 26 VICTORY	\$40.00	\$40.66	405817	V20070709
2007/07/09	14:06	CNTN	2009068	12883	OID:100238940-Comisar yPurch-Re	-\$9.80	\$0.66	405817	Purch20070709140002
2007/07/06	12:27	CNTN	2007756	12837	OID:100237513-Comisar yRefund-R	\$9.50	\$10.46	405817	Purch20070706122530
2007/07/02	09:33	CNTN	2005152	12819	OID:100237513-Comisar yPurch-Re	-\$20.00	\$0.96	405817	Purch20070702092231
2007/06/29	09:33	DPCA	2004027		LANISHA R BADGETT 30 HIGHLAND	\$20.00	\$20.96	405817	20070628V
2007/06/25	14:10	CNTN	2001502	12772	OID:100236920-Comisar yPurch-Re	-\$48.26	\$0.96	405817	Purch20070625140501
2007/06/22	11:18	CNTN	2000633	12733	OID:100235856-Comisar yRefund-R	\$9.50	\$49.22	405817	Purch20070622111757
2007/06/18	12:48	CNTN	1997692	12718	OID:100235856-Comisar yPurch-Re	-\$40.22	\$39.72	405817	Purch20070618124033
2007/06/15	09:28	DPCA	1996024		GERALDINE M SCOTT 26 VICTORY	\$40.00	\$79.94	405817	20070615v
2007/06/11	13:59	CNTN	1993741	12661	OID:100234772-Comisar yPurch-Re	-\$59.36	\$39.94	405817	Purch20070611135237
2007/06/11	11:14	DPCA	1993119		NICHOLE SOARES	\$60.00	\$99.30	405817	20070610V
2007/06/08	13:42	CNTN	1992777	12618	OID:100234010-Comisar yRefund-R	\$5.00	\$39.30	405817	Purch20070608134103
2007/06/05	12:40	CNTN	1991729	12615	OID:100231128-Comisar yRefund-R	\$33.94	\$34.30	405817	Purch20070605123834
2007/06/04	13:30	CNTN	1989693	12612	OID:100234010-Comisar yPurch-Re	-\$39.84	\$0.36	405817	Purch20070604132401
2007/05/29	12:00	DPCA	1985206		GERALDINE M SCOTT 26 VICTORY	\$40.00	\$40.20	405817	20070527V
2007/05/21	14:09	CNTN	1982358	12486	OID:100231128-Comisar yPurch-Re	-\$33.94	\$0.20	405817	Purch20070521140237
2007/05/21	09:58	DPCA	1981626		NICHOLE SOARES	\$30.00	\$34.14	405817	20070517V
2007/05/14	13:41	CNTN	1978281	12427	OID:100229917-Comisar yPurch-Re	-\$59.46	\$4.14	405817	Purch20070514133602
2007/05/14	11:09	DPCA	1977756		NICHOLE SOARES	\$20.00	\$63.60	405817	20070513V
2007/05/11	11:08	CNTN	1977306	12389	OID:100229372-Comisar	\$3.50	\$43.60	405817	Purch20070511110700

Account History Report

Post. Date	Post. Time	Type	Trans. #	Ref. #	From/To	Amount	Balance	Booking #	Batch ID
2007/05/11	09:30	DPCA	1977026		yRefund-R GERALDINE M SCOTT 26 VICTORY	\$40.00	\$40.10	405817	20070510V
2007/05/07	13:03	CNTN	1974216	12382	OID:100229372-Comisar yPurch-Re	-\$48.25	\$0.10	405817	Purch20070507125730
2007/05/04	13:26	CNTN	1973204	12333	OID:100228445-Comisar yRefund-R	\$2.40	\$48.35	405817	Purch20070504100351
2007/05/01	11:25	DPMO	1972556	1117907260	GERALDINE SCOTT	\$40.00	\$45.95	405817	MAIL5/1/07
2007/04/30	13:25	CNTN	1970691	12330	OID:100228445-Comisar yPurch-Re	-\$56.83	\$5.95	405817	Purch20070430131919
2007/04/30	10:56	DPCA	1970135		nichole soares	\$40.00	\$62.78	405817	20072429v
2007/04/24	11:09	CNTN	1966612	12227	OID:100226651-Comisar yPureh-Rc	-\$59.50	\$22.78	405817	Purch20070424105917
2007/04/23	10:35	DPCA	1966014		NICHOLE SOARES	\$60.00	\$82.28	405817	20070422
2007/04/20	07:41	DPCA	1965566		GERALDINE M SCOTT 26 VICTORY	\$20.00	\$22.28	405817	20070419V
2007/04/17	07:52	CNTN	1962696	12176	OID:100225639-Comisar yPurch-Re	-\$59.73	\$2.28	405817	Purch20070417074539
2007/04/13	08:43	DPCA	1961645		GERALDINE M SCOTT 26 VICTORY	\$40.00	\$62.01	405817	200704012v
2007/04/09	13:35	CNTN	1959231	12122	OID:100224674-Comisar yPurch-Re	-\$57.81	\$22.01	405817	Purch20070409132841
2007/04/02	09:39	DPCA	1954538		GERALDINE M SCOTT 26 VICTORY	\$20.00	\$79.82	405817	20070331V
2007/03/30	08:53	CNTN	1954000	12015	OID:100218988-Comisar yRefund-R	\$19.49	\$59.82	405817	Purch20070330085140
2007/03/27	10:49	DPMO	1953395	1117719707	GERALDINE SCOTT	\$40.00	\$40.33	405817	MAIL3/27/07
2007/03/19	12:51	CNTN	1947460	11943	OID:100220883-Comisar yPurch-Re	-\$3.80	\$0.33	405817	Purch20070319124456
2007/03/16	09:44	CNTN	1946097	11900	OID:100219452-Comisar yRefund-R	\$3.30	\$4.13	405817	Purch20070316094240
2007/03/12	13:50	CNTN	1943444	11882	OID:100219452-Comisar yPurch-Re	-\$45.79	\$0.83	405817	Purch20070312134441
2007/03/12	11:03	DPCA	1942759		GERALDINE M SCOTT 26 VICTORY	\$46.00	\$46.62	405817	200703211v
2007/03/06	10:25	CNTN	1939527	11836	OID:100218988-Comisar yPurch-Re	-\$19.49	\$0.62	405817	Purch20070306101942
2007/02/26	13:49	CNTN	1935451	11777	OID:100217647-Comisar yPurch-Re	-\$59.93	\$20.11	405817	Purch20070226134400
2007/02/23	09:01	DPCA	1934038		GERALDINE M SCOTT 26 VICTORY	\$40.00	\$80.04	405817	20070222V
2007/02/20	10:52	DPMO	1930830		GERALDINE M SCOTT 26 VICTORY	\$40.00	\$40.04	405817	20070217v
2007/02/12	13:29	CNTN	1929135	11631	OID:100215399-Comisar yPurch-Re	-\$20.15	\$0.04	405817	Purch20070212132704
2007/02/12	11:19	DPCA	1927277		GERALDINE M SCOTT 26 VICTORY	\$20.00	\$20.19	405817	20070211V
2007/02/05	13:56	CNTN	1923821	11536	OID:100213927-Comisar yPurch-Re	-\$40.19	\$0.19	405817	Purch20070205134938
2007/01/30	08:48	DPMO	1921618		MAIL	\$40.00	\$40.38	405817	20070129V
2007/01/22	13:13	CNTN	1916111	11428	OID:100211694-Comisar yPurch-Re	-\$24.95	\$0.38	405817	Purch20070122130745
2007/01/22	11:12	DPCA	1915439		GERALDINE M SCOTT 26 VICTORY	\$25.00	\$25.33	405817	20070121v
2007/01/16	07:59	CNTN	1912297	11368	OID:100210118-Comisar yPurch-Re	-\$52.37	\$0.33	405817	Purch20070116075350
2007/01/12	09:29	DPCA	1910900		GERALDINE M SCOTT 26 VICTORY	\$50.00	\$52.70	405817	20070111v
2007/01/09	14:19	CNTN	1910409		CANTEEN CLEARING	\$1.50	\$2.70	405817	REFUNDS
2007/01/08	13:05	CNTN	1908199	11318	OID:100209184-Comisar	-\$20.10	\$1.20	405817	Purch20070108125937

Account History Report

Post. Date	Post. Time	Type	Trans. #	Ref. #	From/To	Amount	Balance	Booking #	Batch ID
2007/01/03	09:17	DPMO	1904889		yPurch-Re GERALDINE M SCOTT 26 VICTORY	\$20.00	\$21.30	405817	20070102v
2007/01/02	12:24	CNTN	1903090	11239	OID:100207325-Comisar	-\$18.98	\$1.30	405817	Purch20070102121604
2006/12/26	11:41	DPCA	1898664		yPurch-Re GERALDINE M SCOTT 26 VICTORY	\$20.00	\$20.28	405817	20061224V
2006/12/26	10:44	CNTN	1899219	11154	OID:100206378-Comisar	-\$28.00	\$0.28	405817	Purch20061226103625
2006/12/18	13:31	CNTN	1895404	11102	yPurch-Re OID:100205631-Comisar	-\$57.66	\$28.28	405817	Purch20061218132528
2006/12/18	10:29	DPMO	1894695		yPurch-Re mail	\$20.00	\$85.94	405817	20061216v
2006/12/13	07:50	CNTN	1892541	11043	OID:100202908-Comisar	\$20.79	\$65.94	405817	Purch20061213074804
2006/12/11	14:42	CNTN	1890628	11036	yRefund-R OID:100204633-Comisar	-\$0.75	\$45.15	405817	Purch20061211143541
2006/12/11	10:35	DPCA	1889622		yPurch-Re paulette howard	\$20.00	\$45.90	405817	20061209v
2006/12/11	10:34	DPCA	1889576		hess, danielle	\$25.00	\$25.90	405817	20061209v
2006/12/04	14:14	CNTN	1886470	10961	OID:100202908-Comisar	-\$59.43	\$0.90	405817	Purch20061204140528
2006/12/04	11:23	DPCA	1884476		yPurch-Re GERALDINE M SCOTT 26 VICTORY	\$30.00	\$60.33	405817	20061203v
2006/11/29	11:08	DPMO	1883880	1031641980	M. SCOTT	\$30.00	\$30.33	405817	MAIL11/29/06
2006/11/27	13:15	CNTN	1881847	10908	OID:100202572-Comisar	-\$2.50	\$0.33	405817	Purch20061127130634
2006/11/27	09:55	CNTN	1881114	10857	yPurch-Re OID:100199854-Comisar	\$2.25	\$2.83	405817	Purch20061127095325
2006/11/14	13:01	CNTN	1874497	10752	yRefund-R OID:100199854-Comisar	-\$39.44	\$0.58	405817	Purch20061114125446
2006/11/07	09:11	DPMO	1872499		yPurch-Re MAIL	\$40.00	\$40.02	405817	20061106V
2006/11/06	13:51	CNTN	1870785	10711	OID:100199355-Comisar	-\$39.99	\$0.02	405817	Purch20061106134556
2006/11/01	09:41	DPMO	1868939	1046693332	yPurch-Re GERALDINE SCOTT	\$40.00	\$40.01	405817	MAIL11/1/06
2006/10/30	13:46	CNTN	1866885	10656	OID:100198314-Comisar	-\$0.12	\$0.01	405817	Purch20061030133943
2006/10/16	13:48	CNTN	1859350	10546	yPurch-Re OID:100196185-Comisar	-\$30.20	\$0.13	405817	Purch20061016134135
2006/10/16	11:26	DPCA	1858661		yPurch-Re GERALDINE M SCOTT 26 VICTORY	\$30.00	\$30.33	405817	20061015V
2006/10/10	07:56	CNTN	1855193	10473	OID:100194100-Comisar	-\$4.39	\$0.33	405817	Purch20061010075033
2006/10/02	12:54	CNTN	1851661	10434	yPurch-Re OID:100193863-Comisar	-\$39.51	\$4.72	405817	Purch20061002124851
2006/10/02	09:05	DPMO	1850891		yPurch-Re mail	\$40.00	\$44.23	405817	20060929v
2006/09/29	07:48	CNTN	1850317	10385	OID:100191349-Comisar	\$2.00	\$4.23	405817	Purch20060929074737
2006/09/18	13:51	CNTN	1844222	10318	yRefund-R OID:100191349-Comisar	-\$44.71	\$2.23	405817	Purch20060918134436
2006/09/18	07:50	DPCA	1842883		yPurch-Re GERALDINE M SCOTT 26 VICTORY	\$45.00	\$46.94	405817	20060914V
2006/09/15	12:01	CNTN	1842958	10272	OID:100190557-Comisar	\$0.58	\$1.94	405817	Purch20060915115756
2006/09/13	11:05	CNTN	1841027	10268	yRefund-R OID:100190557-Comisar	-\$21.24	\$1.36	405817	Purch20060913110009
2006/09/06	09:25	DPMO	1838646		yPurch-Re MAIL	\$20.00	\$22.60	405817	20060905V
2006/08/28	13:44	CNTN	1833442	99273	OID:100191086-Comisar	-\$23.61	\$2.60	405817	Purch20060828133702
2006/08/28	09:43	DPMO	1832617		yPurch-Re geraldine scott	\$20.00	\$26.21	405817	august 25, 2006
2006/08/21	14:16	CNTN	1829917	98813	OID:100190339-Comisar	-\$40.84	\$6.21	405817	Purch20060821141041

Account History Report

Post. Date	Post. Time	Type	Trans. #	Ref. #	From/To	Amount	Balance	Booking #	Batch ID
2006/08/18	10:16	DPCA	1828084		yPurch-Re GERALDINE M SCOTT 26 VICTORY	\$47.00	\$47.05	405817	20060817V
2006/08/07	14:20	CNTN	1822450	97799	OID:100188534-Comisar yPurch-Re	-\$1.39	\$0.05	405817	Purch20060807141419